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JUDGE

**United States District Court
District of Puerto Rico (San Juan)
CIVIL DOCKET FOR CASE #: 3:09-cv-01859-SEC**

Grieco v. Department of the Treasury et al
Assigned to: Judge Salvador E Casellas
Cause: 05:552 Freedom of Information Act

Date Filed: 08/28/2009
Date Terminated: 02/22/2010
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

Peter L. Grieco

represented by **Peter L. Grieco**
96A2050
Southport Correctional Facility
P.O. Box 2000
Pine City, NY 14871-2000
PRO SE

V.

Defendant

Department of the Treasury

represented by **Christian E. Pagan-Cordoliani**
Puerto Rico Department of Justice
Federal Litigation Division
P.O. Box 9020192
San Juan, PR 00902-0192
787-721-2900 Ext. 2635
Fax: 787-723-9188
Email: cpagan@justicia.pr.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Secretary of the Treasury of Puerto Rico

represented by **Christian E. Pagan-Cordoliani**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/28/2009	<u>1</u>	MOTION for Leave to Proceed in forma pauperis filed by Peter L. Grieco, Pro-Se. (al) (Entered: 08/28/2009)
08/28/2009	<u>2</u>	Application to proceed without payment of fees filed by Peter L. Grieco, Pro-Se. (al) (Entered: 08/28/2009)
08/28/2009	<u>3</u>	COMPLAINT against Department of the Treasury, Secretary of the Treasury of Puerto Rico, filed by Peter L. Grieco, Pro-Se. Service due by 12/29/2009, (Attachments: # <u>1</u> Affidavit, # <u>2</u> Supplement, # <u>3</u> Supplement, # <u>4</u> Supplement, # <u>5</u> Civil Cover Sheet, # <u>6</u> Summons)(al) (Entered: 08/28/2009)
09/23/2009	4	ORDER. GRANTED <u>1</u> MOTION for Leave to Proceed in forma pauperis filed by Peter L. Grieco; GRANTED <u>2</u> Application for Writ filed by Peter L. Grieco. The US Marshalls shall serve the summons. Signed by Judge Salvador E Casellas on 9/23/2009.(LB) (Entered: 09/23/2009)
09/24/2009	<u>5</u>	Summons Issued as to Department of the Treasury, Secretary of the Treasury of Puerto Rico through U.S. Marshals with copy of Complaint, Order and U.S. Marshals 285. (al) (Entered: 09/24/2009)
10/06/2009	<u>6</u>	SUMMONS Returned Executed by Peter L. Grieco upon Department of the Treasury served on 10/5/2009, answer due 10/26/2009; Secretary of the Treasury of Puerto Rico served on 10/5/2009, answer due 10/26/2009. (rc) (Entered: 10/07/2009)
11/03/2009	<u>7</u>	MOTION to dismiss <i>Pursuant to Fed. Rule of Civ. Proc. 12(b)(5)</i> as to Department of the Treasury, Secretary of the Treasury of Puerto Rico filed by Christian E. Pagan-Cordoliani on behalf of Department of the Treasury, Secretary of the Treasury of Puerto Rico Suggestions in opposition/response due by 11/20/2009 (Pagan-Cordoliani, Christian) (Entered: 11/03/2009)
11/20/2009	<u>8</u>	MOTION requesting Order for new service of process through US Marshals filed by Peter L. Grieco, pro se. (Attachments: # <u>1</u> copy of Motion to Dismiss, # <u>2</u> Proposed USM Process Receipt, # <u>3</u> Envelope)(cm) (Entered: 11/24/2009)

11/24/2009	9	ORDER. GRANTED in part and DENIED in part 7 Motion to Dismiss; GRANTED 8 MOTION requesting Order filed by Peter L. Grieco. Service of process is quashed, since the Commonwealth was not properly served. However, Plaintiff's request is granted, and therefore, the US Marshalls shall serve the summons upon the Commonwealth's Secretary of State, as submitted by Plaintiff at Docket # 8. Signed by Judge Salvador E Casellas on 11/24/2009.(LB) (Entered: 11/24/2009)
12/01/2009	1 0	Summons Issued as to Department of the Treasury, Secretary of the Treasury of Puerto Rico and Department of Justice of the Commonwealth of P.R. through the U.S. Marshal with copy of Order, Complaint and the USM 285. (jla) (Entered: 12/01/2009)
12/07/2009	1 1	SUMMONS Returned Executed through USM Service by Peter L. Grieco upon Department of the Treasury served on 12/3/2009, answer due 12/24/2009; Secretary of the Treasury of Puerto Rico served on 12/3/2009, answer due 12/24/2009. (cm) (Entered: 12/08/2009)
12/29/2009	1 2	MOTION to Dismiss/Lack of Jurisdiction <i>Pursuant to Fed. Rule of Civ. Proc. 12(b)(1)</i> as to Department of the Treasury, Secretary of the Treasury of Puerto Rico filed by Christian E. Pagan-Cordoliani on behalf of Department of the Treasury, Secretary of the Treasury of Puerto Rico Suggestions in opposition/response due by 1/14/2010 (Pagan-Cordoliani, Christian) (Entered: 12/29/2009)
02/01/2010	1 3	RESPONSE to Motion filed by Peter L. Grieco Re: 12 MOTION to Dismiss/Lack of Jurisdiction <i>Pursuant to Fed. Rule of Civ. Proc. 12(b)(1)</i> as to Department of the Treasury, Secretary of the Treasury of Puerto Rico filed by Department of the Treasury, Secretary of the Treasury of Puerto Rico, filed by Peter L. Grieco, pro se. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Proposed Service of Process Form, # 5 Envelope)(cm) (Entered: 02/02/2010)
02/22/2010	1 4	OPINION AND ORDER. GRANTED 12 MOTION to Dismiss/Lack of Jurisdiction. Signed by Judge Salvador E Casellas on 2/22/2010.(LB) (Entered: 02/22/2010)
02/22/2010	1 5	JUDGMENT. The instant case is DISMISSED WITHOUT PREJUDICE. Signed by Judge Salvador E Casellas on 2/22/2010.(LB) (Entered: 02/22/2010)

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